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February 26, 2008

BY FEDERAL EXPRESS

The Honorable William H. Pauley III
 Daniel Patrick Moynihan United States Courthouse
 500 Pearl St., Room 2210
 New York, NY 10007

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Re: Adelaide Gail Zappa v. Rykodisc, Inc. -- Civil Action No. 08- 396

Dear Judge Pauley:

We are writing on behalf of Defendant Rykodisc, Inc. ("Ryko") to request clarification of Your Honor's Order dated February 22, 2008 granting Ryko's request for a pre-motion conference regarding its anticipated pre-answer motions to dismiss and for a more definite statement pursuant to Rules 12(b)(6) and 12(e).

Ryko's time to answer or otherwise respond to the Complaint, as extended, is currently **March 6, 2008**. Your Honor's Order scheduled the pre-motion conference for our proposed Rule 12 motion in lieu of answer to be held on **March 13, 2008**. We respectfully request that Your Honor clarify and confirm that Ryko's time to answer or otherwise respond to the Complaint will be rescheduled by Your Honor at or after the pre-motion conference, and that Ryko's deadline is no longer March 6th.

Respectfully submitted,

Stephen Buckingham / M.A.

Stephen R. Buckingham

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cc: Ira S. Sacks, Esq. (by e-mail and Federal Express)
 Matthew J. Atlas, Esq.
 Matthew Savare, Esq.

Application granted
SO ORDERED:

WILLIAM H. PAULEY III U.S.D.J.

2/27/08

The time to respond is adjourned sine die. The Court will establish a schedule for the joinder & issue at the March 13 conference.

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